STATE OF CONNECTICUT
DEPARTMENT OF EDUCATION

Student[1] v. Sherman Board of Education

Appearing on behalf of Student:	Phillip J. Cohn Goldman Gruder & Woods, LLC 200 Connecticut Avenue Norwalk, CT 06854
Appearing on behalf of the Board of Education:	Attorney Rebecca Santiago Shipman & Goodwin One Constitution Plaza Hartford, CT 06103-1919
Appearing before:	Janis C. Jerman Hearing Officer

FINAL DECISION AND ORDER

A special education hearing in the above-captioned matter was requested by Student's Parents via Request for Impartial Special Education Hearing dated June 15, 2016.[2] It was received by the Board of Education ("BOE") on June 17. The 30-day resolution period ended July 17 and the original deadline to mail the final decision and order was August 31. A telephonic pre-hearing conference was held on July 19. Attorney Cohn appeared on behalf of Student and Attorney Dorsey appeared on behalf of BOE.

ISSUES:

1. Is the Board of Education's proposed placement beginning with the 2016 extended school year appropriate?
2. If the answer to Issue #1 is in the negative, is Devereux Glenholme an appropriate placement for Student?

During the pre-hearing conference, the parties mutually agreed to the stay-put placement and entry of such order. The following order was entered: Absent a mutual agreement between the parties, Student's stay-put placement shall remain the day program at Devereux Glenholme with transportation until the Hearing Officer has rendered a decision in this case.

On August 19, Student's Attorney requested an extension of the deadline to mail the final decision and order to "accommodate the provision of an IEE and availability of experts" and "to accommodate the scheduling of mediation given the summer months coupled with the

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[1] In order to comply with the confidentiality requirements of the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. § 1232g ("FERPA") and related regulations at 34 CFR § 99, this decision uses "Student" and "Student's Mother" in place of names and other personally identifiable information.
[2] All dates are 2016 unless otherwise indicated.

introduction of new counsel for the Board." After fully considering the positions of the parties, the request was granted and the deadline to mail the final decision and order was extended 30 days to September 30. On September 20, Student's Attorney requested an additional extension of the deadline to mail the final decision and order to allow the parties to schedule hearing dates after mediation, which was scheduled for September 22. After fully considering the positions of the parties, the request was granted and the deadline to mail the final decision and order was extended 30 days to October 30. Hearing was scheduled for October 25.

On October 14, Student's Attorney indicated that the parties settled the matter and reduced the agreement to writing and withdrew the case.

FINAL DECISION AND ORDER

In light of the above facts, the above-captioned case is dismissed.

If the local or regional board of education or the unified school district responsible for providing special education for the student requiring special education does not take action on the findings or prescription of the hearing officer within fifteen days after receipt thereof, the State Board of Education shall take appropriate action to enforce the findings or prescription of the hearing officer.

Appeals from the hearing decision of the hearing officer may be made to state or federal court by either party in accordance with the provisions of Section 4-183, Connecticut General Statutes, and Title 20 United States Code 1415(i)(2)(A)..

Hearing Officer Signature

JANIS C. JERMAN

Hearing Officer Name in Print

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4/1/04